



महाराष्ट्र शासन राजपत्र

असाधारण भाग चार-क

वर्ष १, अंक २१]

बुधवार, जुलै १५, २०१५/आषाढ २४, शके १९३७

[पृष्ठे २, किंमत : रुपये ९.००

असाधारण क्रमांक ४३

प्राधिकृत प्रकाशन

महाराष्ट्र शासनाव्यतिरिक्त इतर वैधानिक प्राधिकाऱ्यांनी तयार केलेले
(भाग एक, एक-अ व एक-ल यांमध्ये प्रसिद्ध केलेले वैधानिक नियम व आदेश यांम्यतिरिक्त इतर)
वैधानिक नियम व आदेश ; यात भारत सरकार, उच्च न्यायालय, पोलीस आयुक्त, आयुक्त (राज्य उत्पादन शुल्क),
जिल्हादंडाधिकारी व निवडणूक आयोग, निवडणूक न्यायाधिकरण, निवडणूक निर्णय अधिकारी व निवडणूक आयोगाखालील
इतर प्राधिकारी यांनी तयार केलेले वैधानिक नियम व आदेश यांचा समावेश होतो.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road,

New Delhi 110 001, dated the 19th May 2015
Vaisakha 29, 1937 (Saka)

NOTIFICATION

No. 82/MT-LC/1/2012/2015-BE.— In pursuance of section 106 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission of India hereby publishes the order, dated 20th March 2015, of High Court of Judicature at Mumbai in Election Petition No. 1 of 2012 filed by Shivaji Laxman Sahane calling in question the election of Jaywantrao Pundalikrao Jadhav as a member of the Legislative Council of Maharashtra from Nasik Local Authorities constituency.

IN THE HIGH COURT OF JUDICATURE AT MUMBAI

ORDINARY ORIGINAL CIVIL JURISDICTION

ELECTION PETITION No. 1 OF 2012

Shivaji Laxman Sahane

... *Petitioner**Versus*

Jaywantrao Pundalikrao Jadhav

... *Respondent*

Mr. S. S. Deshmukh for Petitioner.

Mr. Bhushan V. Mahadik for Repondent.

CORAM : R. G. Ketkar, J.

Date : January 21st, 2015.

P.C.

This matter is moved by way of praecipe dated 20th January 2015 for speaking to minutes of the Judgment dated 13th January 2015.

2. Heard Mr. Deshmukh, learned Counsel for petitioner and Mr. Mahadik, learned Counsel for respondent.

3. Mr. Deshmukh submitted that issue No. 1 (1-A) was deleted as per the order dated 26th July 2013 of this Court (Coram : Anoop V. Mohta, J.). Likewise, issue No. 3 (2) was deleted as per order dated 25th September 2013 of this Court (Coram : Anoop V. Mohta, J.) after Recrimination Petition No. 1 of 2013 was dismissed on 16th August 2013. He, therefore, submitted that these issues may be deleted. He further submitted that by order dated 23rd January 2014, this Court (Coram : A. R. Joshi, J.) added issues No. 1A and 1B. The said issues may be added in paragraph 9 of the order. Mr. Mahadik could not dispute this submission as it is a matter of record.

4. In view thereof, issues No. 1 (1-A) and 3 (2), in paragraph 9, stand deleted. Issues No. 1A and 1B stand added in paragraph 9, which read thus,

1A. Whether the petitioner signed and verified the Petition without understanding the meaning of the contents of the Petition ?

1B. If the answer to issue 1A above is in the affirmative, whether the Petition is liable to be dismissed on the ground that there was non-compliance with the provisions of section 83 (1)(c) of the Representation of the People Act, 1951 ?

5. The order stands corrected accordingly. Rest of the order stands as it is. Office to issue authenticated copy of this order.

R. G. KETKAR, J.

By order,

K. AJAYA KUMAR,
Principal Secretary.

क्रमांक अेपीटी. २०१५/प्र. क्र. ३८६/१५/३३

सामान्य प्रशासन विभाग

मादाम कामा मार्ग, हुतात्मा राजगुरु चौक,

मंत्रालय विस्तार, मुंबई ४०० ०३२,

दिनांक १५ जुलै २०१५.

प्रत माहिती व योग्य कार्यवाहीसाठी अग्रेषित :-

(१) जिल्हाधिकारी व जिल्हा निवडणूक अधिकारी (सर्व),

(२) निवडनस्ती.

कल्याणी निंबाळकर,

अवर सचिव व उप मुख्य निवडणूक अधिकारी,

महाराष्ट्र राज्य.